

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42576 of 2018

Arising Out of PS.Case No. -103 Year- 2018 Thana -MAHNAR District- VAISHALI(HAJIPUR)

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1. Avek Rai @ Pintu Rai S/o Yugeshwar Rai, resident of Village- Lawapur
Salempur, P.S. Mahnar, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Dolly Devi W/o Avek Rai @ Pintu Rai, resident of Village- Lawapur
Salempur, P.S. Mahnar, District- Vaishali.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Chandra Gandhi

For the Opposite Party/s : Mr. Smt. Renuka Ratnakar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-07-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under
Sections-498A, 323, 325 of the Indian Penal Code and ¾ of
Dowry Prohibition Act.

Allegation against the petitioner is of committing torture
upon the victim due to non-fulfillment of demand of dowry.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 29-05-2018 and has got no criminal
antecedent. There is no allegation of tampering of witnesses
alleged against the petitioner. The petitioner has falsely been
implicated in the present case due to petty family dispute. The



case is triable by the Magistrate. The petitioner has relied upon the judgment of this Court in the case of Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar, reported in 2006(3) PLJR 182.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VI, Vaishali at Hajipur in connection with Mahnar P.S. Case No. 103 of 2018.

(Sudhir Singh, J)

A.K.V./-

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